IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 1699 OF 2003
IN
INCOME TAX APPEAL (LOD) NO.573 OF 2003

The Commissioner of Income-tax ..Appellant.

V/s.

ICICI Bank Ltd. ..Respondent.

Mr.A.N.Kotangale with P.S. Sahderan for appellant.

Mr.S.P.Mehta for respondent.

CORAM : DR. S.RADHAKRISHNAN AND J.P.DEVADHAR, JJ.

DATED : 6TH MARCH, 2007.

P.C. :-

The learned counsel for the appellant seeks to withdraw the appeal in view of the Judgment of the Apex Court in the case of **Sandvik Asia Ltd. V/s. Commissioner of Income-tax and Ors.** reported in **(2006) 280 I.T.R. 643 (S.C.)**. The appeal is allowed to be withdrawn and dismissed as such.

2. Court fees be refunded as per rules.

3. In view of disposal of the appeal, the Notice of Motion also stands dismissed.

(DR.S.RADHAKRISHNAN, J.)

(J.P. DEVADHAR, J.)